

HOUSE No. 160

By Mr. Walsh of Boston, petition of Martin J. Walsh and Brian P. Wallace relative to extending the terms and conditions of certain collective bargaining agreements by mutual consent of both parties. Public Service.

The Commonwealth of Massachusetts

In the Year Two Thousand and Five.

AN ACT RELATIVE TO COLLECTIVE BARGAINING.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 Chapter 150E, section 9 is hereby amended by replacing the 9th
2 paragraph with the following language:—
3 Upon the filing of a petition pursuant to this section for a deter-
4 mination of an impasse or the filing of a petition for exercise of
5 jurisdiction of the Joint Labor Management Committee under St.
6 1973, c. 1078 following interim negotiations or negotiations for a
7 successor agreement, an employer shall not implement unilateral
8 changes until the collective bargaining process, including media-
9 tion, fact finding or arbitration, if applicable, shall have been
10 completed and the terms and conditions of employment shall con-
11 tinue in effect until the collective bargaining process, including
12 mediation, fact finding or arbitration, if applicable, shall have
13 been completed; provided, however, that nothing contained herein
14 shall prohibit the parties from extending the terms and conditions
15 of such a collective bargaining agreement by mutual agreement
16 for a period of time in excess of the aforementioned time. For pur-
17 poses of this paragraph, the board or the Joint Labor Management
18 Committee shall certify to the parties that the collective bar-
19 gaining process, including mediation, fact finding or arbitration, if
20 applicable, has been completed.